

LYNN HUBBARD, III, SBN 69773
SCOTTLINN J HUBBARD, IV, SBN 212970
LAW OFFICES OF LYNN HUBBARD
12 WILLIAMSBURG LANE
CHICO, CA 95926
(530) 895-3252

ATTORNEY FOR PLAINTIFF
TONY HARRIS

K. STEPHEN SWENSON
LAW OFFICES OF K. STEPHEN SWENSON
2485 NOTRE DAME BLVD, SUITE 370-241
CHICO, CA 95928
(530) 899-7500

ATTORNEY FOR DEFENDANTS
CHICO NISSAN, INC. AND RAYMOND L. BOWEN

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

TONY HARRIS,)	Case No. CIV.S-04-1149 WBS CBK
Plaintiff,)	
v.)	STIPULATION AND ORDER
)	[proposed] SETTING DEPOSITIONS
CHICO NISSAN, INC.,)	INCLUDING DEPOSITION OF
RAYMOND L. BOWEN, et al.)	RAYMOND L. BOWEN
Defendants.)	PAST DISCOVERY CUT OFF

TO THE HONORABLE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:

WHEREAS, the parties wish to complete discovery prior to the discovery cut-off (except as to Raymond L. Bowen, who has suffered a serious stroke and is currently unable to provide any testimony), the parties hereto mutually agree to the following depositions at the indicated date, time and place:

1. October 25, 2005, 1:00 P.M. BRIAN BOWEN
Duensing Court Reporters, Chico, California
2. October 26, 2005, 10:00 A.M. TONY HARRIS
Harris' home, Cottonwood, California
3. October 27, 2005, 9:00 A.M. JOE CARD
Duensing Court Reporters, Chico, California

4. October 27, 2005, 1:30 P.M. MICHAEL BOGA
Duensing Court Reporters, Chico, California

5. Deposition of Raymond L. Bowen for discovery and preservation of testimony, at a reasonable date, time and place (no later than 45 days prior to trial) upon clearance by his treating physician of his fitness to provide testimony. If defendant, Raymond L. Bowen, is not cleared to testify by that time, his testimony will be precluded from trial.

6. Defense counsel will notify plaintiff's counsel within five days of Raymond L. Bowen's clearance by his treating physician.

IT IS SO STIPULATED.

Dated: October 14, 2005. Law Offices of Lynn Hubbard III

Signature on File

By: _____
Lynn Hubbard, III
Attorney for Plaintiff

Dated: October 14, 2005. Law Offices of K.Stephen Swenson

/s/ K.Stephen Swenson

By: _____
K.Stephen Swenson,
Attorney at Law
Order

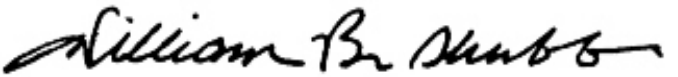
Having considered the above stipulation of the parties, and
GOOD CAUSE APPEAR THEREFORE,

IT IS HEREBY ORDERED THAT:

The depositions shall be conducted by the parties as to each deponent and in the order, and on the dates, times, and places, set forth above.

IT IS SO ORDERED.

Dated: October 18, 2005.


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28